

Amendment No. 1 to HB1136

**Chumney
Signature of Sponsor**

FILED

Date _____

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Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 539*

House Bill No. 1136

by inserting the words "except on the sole ground of irreconcilable differences" between the word "separation" and the word "and" in the first sentence of subsection (d) of SECTION 1 of the printed bill and by deleting the words "or upon the filing of a petition for divorce upon the grounds of irreconcilable differences and the transmission of a copy to the other party even if the complaint is not served" in the third, fourth and fifth lines of subsection (d) of SECTION 1 of the bill.

AND FURTHER AMEND by deleting the word "or" between the words "dismissed" and "the" in the last line of subsection (d) of SECTION 1 of the printed bill and by substituting a comma (,) and deleting the colon at the end of the last line of subsection (d) of SECTION 1 of the bill and by adding the following: "or until the court modifies or dissolves the injunction:".

AND FURTHER AMEND by inserting the word "marital" between the words "any" and "property" in subdivision (d)(1)(A) of SECTION 1 of the printed bill.

AND FURTHER AMEND by adding the following at the end of subdivision (d)(1)(A) of Section 1 of the printed bill:

Nothing herein is intended to preclude either of the parties from seeking broader injunctive relief from the court.

AND FURTHER AMEND by deleting subsection (d)(4) of SECTION 1 of the printed bill in its entirety and by substituting instead the following:

(4) An injunction restraining both parties from relocating any children of the parties outside the state of Tennessee, or more than one hundred (100) miles from the marital home, without the permission of the other party or an order of the court, except in the case of a removal based upon a well-founded fear of physical abuse against either the fleeing parent or the child. In such cases, upon request of the nonrelocating parent, the court will conduct an expedited hearing, by phone conference if appropriate, to determine the reasonableness of the relocation and to make such other orders as appropriate.

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